

Thomas Nizo  
Chair

Members:  
Harold Dan Brown  
Michael Martinez  
Clifton Jimmy Miranda  
Chad Pacheco

Vice Chair

**COUNTY OF KAUAI FIRE COMMISSION**  
**NOTICE OF MEETING AND AGENDA**

**Tuesday, January 3, 2017**

2:00 p.m. or shortly thereafter

Mo'ikeha Building, Meeting Room 2A/B  
4444 Rice Street, Līhu'e, HI 96766

**Oath of Office for reappointed Commissioners Michael Martinez and  
Chad K. Pacheco - 1st term ending 12/31/2019**

**CALL TO ORDER**

**APPROVAL OF MINUTES**

- Regular Open Session meeting minutes of November 7, 2016.

**CHIEF'S MONTHLY REPORTS**

1. Fire Commission Reports
2. Fiscal Report
3. Daily Flight Hours and Alarm Data
4. Letters of commendation
5. Chief's announcements and other pertinent updates

**BUSINESS**

**KFC 2016-05:**

Discussion and possible action on a list of goals and objectives recommendations the Commission wants to focus on in calendar year 2017. (On-going)

**KFC 2016-06:**

Discussion and possible action on selecting the criteria for the Fire Chief's new job description which will be instrumental in the recruiting and hiring of a new Fire Chief in the future.  
(On-going)

*An Equal Opportunity Employer*

KFC 2017-01:

Selection of Chair and Vice Chair for 2017

**ANNOUNCEMENT**

Next meeting - Monday, February 6, 2017 – 2:00 pm, Mo‘ikeha Building, Meeting Room 2A/B.

**NOTICE OF EXECUTIVE SESSION**

Pursuant to Hawai‘i Revised Statutes, (“H.R.S.”) §92-7(a), the Commission may, when deemed necessary, hold an Executive Session on any agenda item without written public notice if the Executive Session was not anticipated in advance. Any such Executive Session shall be held pursuant to H.R.S. §92-4 and §92-9 and shall be limited to those items described in H.R.S. §92-5(a). Discussions held in Executive Session are closed to the public.

**EXECUTIVE SESSION**

ES KFC 2017-001:

Pursuant to Hawai‘i Revised Statutes §92-4 and §92-5 (a) (2) and (4), the purpose of this Executive Session for is the Commission to consider the evaluation for Fire Chief Robert Westerman, where consideration of matters affecting privacy will be involved; provided that if the individual concerned requests an open meeting, an open meeting shall be held. And to consult with the Commission’s attorney on questions and issues pertaining to the Commission and the County’s powers, duties, privileges, immunities and liabilities as it may relate to this agenda item.

- Selection of a minimum of eight (8) stakeholders

ES KPC 2017-002:

Pursuant to Hawai‘i Revised Statutes §92-4 and §92-5 (a) (2) and (4), the purpose of this Executive Session is for the Commission to consider charges brought against an officer in the Kaua‘i Fire Department, where consideration of matters affecting privacy will be involved; provided that if the individual concerned requests an open meeting, and open meeting shall be held. And to consult with the Commission and the County’s powers, duties, privileges, immunities, and liabilities as they may relate to this agenda item:

- Notarized complaint no. KFC 2016-001, filed on December 5, 2016. The complainant alleges that an employee in the Kaua‘i Fire Department was completely irresponsible in his behavior in a life and death situation.

**RETURN TO OPEN SESSION TO RATIFY THE ACTIONS TAKEN IN EXECUTIVE SESSION**

**ADJOURNMENT**

cc: Deputy County Attorney Teresa Tumbaga  
Fire Chief Robert Westerman

## **PUBLIC COMMENTS and TESTIMONY**

Persons wishing to offer comments are encouraged to submit written testimony at least 24 hours prior to the meeting indicating:

1. Your name and if applicable, your position/title and organization you are representing;
2. The agenda item that you are providing comments on; and
3. Whether you will be testifying in person or submitting written comments only.
4. If you are unable to submit your testimony at least 24 hours prior to the meeting, please provide ten (10) copies of your written testimony at the meeting.

While every effort will be made to copy, organize, and collate all testimony received, materials received on the day of the meeting or improperly identified may be distributed to the members after the meeting is concluded.

The length of time allocated to persons wishing to present verbal testimony may be limited at the discretion of the chairperson or presiding member.

### Send written testimony to:

Kaua'i Fire Commission

Office of Boards and Commissions

4444 Rice Street, Suite 150

Līhu'e, HI 96766

[mromo@kauai.gov](mailto:mromo@kauai.gov)

Phone: 241-4920 Fax: 241-5127

### Special Assistance

If you need an alternate format or an auxiliary aid to participate, please contact the Boards & Commissions Support Clerk at 241-4920 at least five (5) working days prior to the meeting.